

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

A JOINT APPLICATION OF THE CITY OF)
MINOR LANE HEIGHTS, A MUNICIPAL)
CORPORATION OF THE FIFTH CLASS)
SITUATED IN JEFFERSON COUNTY,)
KENTUCKY AND CALVERT INVESTMENTS,)
INC., A REGULATED PRIVATE UTILITY)
CORPORATION. THAT THE PUBLIC)
SERVICE COMMISSION OF KENTUCKY)
APPROVE THE SAME OF SAID CORPORATE)
ASSETS OF CALVERT INVESTMENTS, INC.)
AND THE PURCHASE OF SAID CITY OF)
ALL SUCH ASSETS INCLUDING THE SEWER)
TREATMENT FACILITY AND COLLECTION)
SYSTEM AND ALL OTHER FACILITIES,)
REAL ESTATE, LATERALS, INSIDE OR OUT-)
SIDE THE CORPORATE BOUNDARIES OF SAID)
CITY AND ALL PERSONAL PROPERTY AS SET)
FORTH HEREIN AND NOW BEING OPERATED)
BY SAID CALVERT INVESTMENTS, INC.)

CASE NO. 8936

O R D E R

On November 16, 1983, the City of Minor Lane Heights ("City") and Calvert Investments, Inc., ("Calvert") filed a joint application requesting approval of the transfer of sewer treatment facilities by Calvert to City.

Based on the evidence of record and being advised, the Commission is of the opinion and hereby finds that:

1. Calvert desires to transfer all its assets including sewage treatment plant and collection system to City and City desires to acquire all of Calvert's assets.

2. On October 31, 1983, Calvert and City entered into a contract for sale setting forth their respective rights and obligations.

3. Paragraph 4 of the contract for sale provides that the sale is contingent upon City's ability to receive an acceptable bid for municipal financing of the sale.

4. City possesses the requisite expertise and financial capabilities to own and operate Calvert's sewer system in an adequate, efficient and reasonable manner.

5. Calvert and City should file notice with the Commission setting forth the date of closing.

6. Calvert should file a 1983 Annual Report and a 1984 Annual Report covering January 1, 1984, through the date of closing.

IT IS THEREFORE ORDERED that the transfer of Calvert's sewer system to City be and it hereby is approved subject to City obtaining financing.

IT IS FURTHER ORDERED that within 5 days subsequent to the date of closing, Calvert and City shall file notice with the Commission setting forth the date of closing.

IT IS FURTHER ORDERED that Calvert shall file a 1983 Annual Report when due and further shall file a 1984 Annual Report covering January 1, 1984, through the date of closing.

Done at Frankfort, Kentucky, this 3rd day of January, 1984.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Secretary